

**MINUTES
CITY OF DOVER
COUNCIL MEETING**

**THURSDAY January 13, 2011 @ 7:00 p.m.
Following Public Hearings**

**DOVER CITYHALL
699 LAKESHORE AVENUE, DOVER, IDAHO**

CALL TO ORDER

Mayor Curless called the January 13, 2011 City Council Meeting to order at 7:10 p.m.

Present at this meeting: Council Members Maggie Becker, Davie Darling and Peggy Burge. Jim Janish was absent.

Staff: Bryan Quayle (City Planner); Rob Tate (City Engineer), Colleen Culwell (Treasurer) and Susan Weeks (City Attorney). City Clerk Kym Holbert was absent due to illness.

REVIEW OF AGENDA

Mayor Curless reviewed the agenda and moved the Executive Session item to the beginning of the meeting.

EXECUTIVE SESSION

Motion by Dave Darling, seconded by Maggie Becker to enter into Executive Session as provided by I.C. § 67-2345(c): To conduct deliberations concerning labor negotiations or to acquire an interest in real property, which is not owned by a public agency and I.C. § 67-2345(f): To communicate with legal counsel for the public agency to discuss the legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated..

ROLL CALL: Dave Darling, Aye; Maggie Becker, Aye; Peggy Burge, Aye. Motion carried.
The session began at 7:15 p.m. Members present were the Mayor, City Council, City Planner, City Attorney and City Engineer. Matters discussed were those of property acquisition and pending litigation. No action was taken and the Council returned to regular session at 7:26 p.m.
Following return to regular session, a motion was made by Dave Darling to authorize Rob Tate to sign all necessary pleadings for judicial confirmation of the water intake financing. Maggie Becker seconded the motion and it carried unanimously.

PUBLIC COMMENT

Bruce Pederson, 291 Syringa Heights stated he was curious why the Bryant duplex special use permit findings of fact were received while he is still waiting on his findings of fact for an earlier special use permit request.

Dave Darling wished the council a Happy New Year and welcomed back the Mayor.

CONSENT AGENDA

A motion was made by Peggy Birch to approve the Consent Agenda as presented, Maggie Becker seconded, and the motion unanimously carried.

MONTHLY REPORTS

The Mayor moved the Treasurer's report to this portion of the meeting to allow the Treasurer to leave early due to poor road conditions. Colleen Culwell presented Council with the accounts receivable report, pointing out outstanding amounts had dropped due to increased payments. Ms. Culwell reported that the first ad valorem property tax installment has not yet been received by the City. Ms. Culwell reported she had set up the conference call with the City Attorney, herself and Anderson Bros. as directed, and Anderson Bros. was ready to move forward upon receipt of a letter from the City Attorney. Ms. Culwell also reported that she had changed the due date for utilities as directed at the previous meeting. Ms. Culwell cautioned that the City needs to be aware that it has been advancing expense payments on certain projects that will not be reimbursed any time in the near future, which will affect cash flow for the City.

UNFINISHED BUSINESS

1. Pederson SUP findings of fact and conclusion of law: The Mayor observed that councilman Janish had a large amount of input into the decision and he was absent. The Mayor indicated he would like to table the matter to the next meeting to allow councilman Janish's input into the final findings and conclusions. A motion was made by Dave Darling to table the matter to the next regular meeting; seconded by Maggie Becker and unanimously carried.

NEW BUSINESS

1. RESOLUTION 69: A RESOLUTION OF THE CITY OF DOVER, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, IMPOSING WEIGHT AND HAULING LIMITS FOR ONTARIO ROAD HILL IN ACCORDANCE WITH ORDINANCE NO. 95 AND PROVIDING FOR AN EFFECTIVE DATE. Motion by Peggy Birch, seconded by Maggie Becker, to adopt Resolution 69. Motion unanimously carried.

2. RESOLUTION 70: A RESOLUTION OF THE CITY OF DOVER, A MUNICIPAL CORPORATION OF THE STATE OF IDAHO, CORRECTING SCRIVENER'S ERRORS WITHIN RESOLUTION 66 AND ESTABLISHING PLANNING AND ZONING FEES IN ACCORDANCE WITH THOSE DULY PUBLISHED AND SUBSEQUENTLY ADOPTED SEPTEMBER 9, 2010. Motion by Peggy Birch, seconded by Dave Darling, to adopt Resolution 70. Motion unanimously carried.

3. Request to extend the Post Office special use permit two years to February 19, 2011.

Motion by Peggy Burge, seconded by Dave Darling, to grant the extension request. Motion unanimously carried.

4. Consideration of special events application of David Thompson Columbia Brigade for June 13 and June 14, 2011, to set up a camp site in Dover Bay Park as part of an excursion to follow David Thompson's historic fur trade route.

Motion by Peggy Burge, seconded by Maggie Becker to approve special events application.

City Planner was directed by council to obtain written verification from Waterfront Property Management that applicant has obtained permission for parking on private property during event.

MONTHLY REPORTS

IHD: Marj Tilley was absent. She left a message for council that Rocky Point and Cedar Ridge were sanded.

CITY ENGINEER: Rob Tate reported to Council that the judicial validation will allow the intake project to move forward. DEQ currently has those plans. John Tindall with DEQ required the city to make amendments to Sewell's wastewater treatment plan. The changes have been completed. Mr. Tate requested permission to attend the next DURA meeting and inform them that the changes that were made will alleviate a 2.1 million estimated project cost for an actual cost of \$25,000 and seek reimbursement for that revised cost. Permission to attend was granted. Mr. Tate reported that sludge processing will cease in approximately 60 days.

CITY PLANNER: Bryan Quayle reviewed projects he has been working on including responding to an extensive public record request from Bruce Pedersen. Mr. Quayle reported that the Bryant SUP decision had been sent out again with an extension on the time to appeal due to a failure of mail delivery. Mr. Quayle reported that the Hewitt lot line adjustment is moving forward. On the Pedersen barn permit, Mr. Quayle indicated he had requested additional information, some of which has been received and some of which has not been provided. The FEMA policy directive is still pending. The Developer's engineer has been informed that the City requires additional information on the saw dust pile that was removing for the purpose of ascertaining if additional analysis is required for FEMA. Mr. Quayle reported that FEMA was trying to provide guidance on the interpretation of the ordinance it required the city to enact due to an internal conflict in the language of the model ordinance. On the assessments for the Dover Bay PUD, Mr. Quayle reported he is exploring the adequacy of assessed values, as well as determining if all properties have been assessed.

MAYOR: The Mayor reported he has been working with Pat on streets issues. The heavier snow plow is doing a better job of snow removal. The red truck may needs replaced soon. The city clerk has not yet found a surplus 2 or 2 ½ ton four wheel drive ton truck. The Mayor is watching flyers he receives from time to time to find a used truck to meet the City's needs.

MEETINGS: BCATT – Maggie Becker attended the Christmas party and met the new count commissioner, Mike Nielsen. POCWA - Maggie Becker attended the meeting last week. The group is trying to organize a self monitoring read of sewer discharges in the lake to determine the level of particulates discharged. DURA – Dave Darling reported that at the last meeting assessed values and market values were discussed. The new requirement that foreclosed property values be included in establishing assessed values was discussed at that meeting. The DURA board is looking into refinancing its 5 ½% interest rate bond to a new bond that is 4.25% interest. Councilman Darling has been unsuccessful in obtaining executed orders of payment from DURA.

Rob Tate and Susan Weeks were directed to meet with John Austin and obtain copies of these records.

MAYOR: The Mayor had nothing further to report.

ADJOURNMENT

A motion was made by Dave Darling, seconded by Maggie Becker to adjourn the meeting. The motion carried unanimously.

Mayor Curless adjourned the Regular Council Meeting at 9:26 p.m.

Respectfully submitted,

Susan P. Weeks
City Attorney

CITY OF DOVER
PLANNING & ZONING COMMISSION

MEETING DATE: 1-13-11

SIGN-IN SHEET

Please Print
NAME

ADDRESS

<u>Bruce Pedersen</u>	<u>Sandpoint</u>	
<u>Susan Q. Neels</u>	<u>291 Spruce Hn</u>	<u>Sandpoint</u>
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